

09/865608

## EXAMINER ISSUE CHECKLIST

TECHNOLOGY CENTER 1700

### I. CLAIMS

- ☒ Check numbering of Claims.
- ☒ No two claims should have the same number.
- ☒ Claims numbered in sequence.
- ☒ No missing numbers or claims.
- ☒ All claims should be indicated as cancelled or allowed.
- ☒ No duplicate claims or numbers.
- ☒ No improper dependency.
- ☒ No improper multiple dependency.
- ☒ No claim depend from a subsequent or cancelled claim.
- ☒ Renumber claims.
- ☒ Renumbered claims must agree with Index of Claims box.
- ☒ In the text, renumber in pencil.
- ☒ In the Index of Claims box, renumber in black ink.
- ☒ Check to see if claims should be rejoined under *In re Ochai*.

### II. SPECIFICATION

- ☒ ~~Erased all pencil marks,~~
- ☒ Continuing Data,
  - ☐ Continuing data must be in the first sentence of specification,
  - ☐ Including PCT applications, not 371 applications
  - ☐ Must be one sentence,
  - ☒ Continuing data must be on outside face of the file or on the Bibliographic sheet,
  - ☒ Continuing data on both must agree,
- ☒ Update status of all U.S. applications cited in the specification, including filing date.
- ☒ Brief Description of the Drawings
  - ☒ Numbers for figures should agree with description in the text.
  - ☒ Description in the text must refer to each of the individual panels of the figure, i. e. 1A, 1B, etc.
- ☒ No unreadable words because of holes at the top of the page.
- ☒ Title
  - ☒ Should be commensurate in scope with the claims.
  - ☐ Title may be changed by the Examiner in red. Initialed and dated on side.
- ☒ All personal and telephone interviews on the merits must have been recorded.
- ☒ Terminal Disclaimer must be reviewed and approved by Paralegal.

### III. ABSTRACT

- ☒ Present 150 is
- ☒ No more than 200 words or 20 lines.
- ☒ Single paragraph.
- ☒ No legal phraseology

#### IV. OATH or DECLARATION

- ☒ Oath or Declaration present.
- ☒ Continuing data, if any, is complete.
- ☒ Inventor's name, citizenship, residence address and Post Office address stated.
- ☒ Signed and Dated.
- ☒ Contains 'Reviewed and Understands' clause and Duty of Disclosure statement.
- ☒ CIP oath states duty to disclose intervening prior art.
- ☒ Review specification for alterations made by applicant but not initialed and dated; if such alterations are present, a new oath or declaration is required.

#### V. PTO-892 (MPEP 609) and/or PTO-1449 (MPEP 707.05)

- ☒ All U.S. patents must be identified by patent number, patent date (month and year) and patentees. Class and subclass should be filled in or lined through.
- ☒ All foreign published applications and patents must be identified by document number, publication date (month and year) and country or Office. If necessary, insert or correct the U. S. classification or draw a line through space.
- ☒ ~~NA~~ All printed publications identified by author (if any), journal/publication name, publication date and pages relied on.
- ☒ PTO-1449 – All citations must be initialed, if considered or lined through, if not considered.
- ☒ PTO – 1449 – All forms must be signed and dated at the bottom.

#### VI. DRAWINGS

- ☒ ~~NA~~ Figure selected for printing in the Official Gazette must be consistent with the figure entered on the face of the file and in the draftsman's stamp on the sheets of drawings.
- ☒ ~~NA~~ Figure selected for printing can not be labeled Prior Art.
- ☒ ~~NA~~ Enter total number of figures in Figs. Drwg. in box on face of file. Each individual panel is counted as a figure, i.e. 1A, 1B, 1C, etc.

#### VII. INSIDE FILE JACKET

- ☒ Search Box – Classes and subclasses must be entered, dated and initialed.
- ☒ Search Notes box – List consultations with other Examiners, SPEs, etc.  
Record databases searched. (optional)  
Enter search terms or attach search printout. (optional)
- ☒ Interference Search Box – list classes and subclasses searched, with date and initials.

#### VIII. BLUE SLIP OR FACE OF YELLOW FILES

- ☒ ~~Blue slip stapled to inside of appropriate files.~~
- ☒ Complete International Classification using current IPC.
- ☒ Assistant Examiner and Primary Examiner boxes should be completed. If no Assistant Examiner, line through box.
- ☒ If allowing claims belonging in another Tech. Center, the original classification must be initialed by a primary in that art in the other Tech. Center.

## IX. FRONT COVER

- ☒ If non-yellow file, check continuing data, correct in black ink. If yellow case, check the bibliographic sheet and, if necessary, get a corrected bibliographic sheet. The continuing data on the face of the file or the bibliographic sheet must agree with the data in the first sentence of the specification.
- ☒ Indicate the total number of claims allowed and the claim to be printed in the Official Gazette.
- ☒ Use 'renumbered' claim number, not original number.
- ☒ Claim to be printed should be the broadest claim.
- ☐ If a dependent claim is selected for printing, then the independent claim must also be printed.
- ☒ Fill-in the total sheets of drawings, total number of figures and the figure to be printed in the Official Gazette.

## X. AMENDMENTS

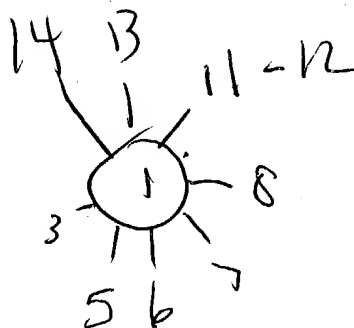
- ☒ All amendments should be accurately entered and legible.
- ☒ Review all amendments for new matter.
- ☒ Review all amendments to determine if a double patenting issue is raised.
- ☒ Amendments after final should be marked "O.K. to enter" or "Do not enter", initialed and dated.

## XI. NOTICE OF ALLOWABILITY

- ☒ When reasons for allowance are appropriate (See MPEP 1302.14), cite the closest prior art and which claim limitations distinguish the claims over that prior art. It is not necessary to indicate the status of the previous rejections or why a rejection is withdrawn, unless multiple amendments and/or arguments have been presented and the record is not clear as to what evidence or arguments have overcome the outstanding rejections.
- ☒ In an Examiner's amendment, refer to the original claim numbers or both the renumbered claim numbers and the original claim numbers.
- ☒ If the 3 month shortened statutory period or an extended time period has expired, record the authorization for extension of time in the Examiner's amendment. Can not exceed 6 months.

## XII. PRIORITY CLAIM

- ☒ If foreign Priority is claimed, have the priority papers been submitted and acknowledged?
- ☒ Check appropriate box on the Notice of Allowability and on the face of the file or the Bibliographic Sheet.
- ☒ If domestic priority is claimed, check the box on the Notice of Allowability.



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Gregg Cantu  
9/22/04